

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Aug 29, 2023

SEAN F. MCAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

ESTATE OF KAREN THIEL, and

LAMAR THIEL,

Plaintiffs,

v.

ADAMS COUNTY PUBLIC HOSPITAL

DISTRICT NO. 2, d/b/a EAST ADAMS

RURAL HEALTHCARE, d/b/a EAST

ADAMS RURAL HOSPITAL, a

Washington Public Hospital District; and

MATTHEW MECHAM, an individual,

Defendants.

No. 2:21-CV-00279-SAB

**ORDER GRANTING LEAVE TO
AMEND COMPLAINT;
DENYING MOTION FOR
PROTECTIVE ORDER**

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**ORDER GRANTING LEAVE TO AMEND COMPLAINT; DENYING
MOTION FOR PROTECTIVE ORDER # 1**

1 Before the Court are Plaintiffs' Motion for Leave to Amend Complaint, ECF
2 No. 47, and Defendant East Adams Rural Hospital's Motion for Protective Order
3 Limiting Scope of Rule 30(b)(6) Deposition, ECF No. 49. Plaintiffs are
4 represented by Trevor William Matthews. Defendants are represented by Markus
5 William Louvier and Scott Alan Flage. The motions were considered without oral
6 argument.

7 Plaintiffs move the Court for leave to amend their original complaint and
8 include a proposed Amended Complaint with their motion. Fed. R. Civ. P. 15(a)(2)
9 states that "a party may amend its pleading only with the opposing party's written
10 consent or the [C]ourt's leave. The [C]ourt should freely give leave when justice so
11 requires." In the Ninth Circuit, requests for leave should be granted with extreme
12 liberality." *Moss v. U.S. Secret Serv.*, 572 F. 3d 962, 972 (9th Cir. 2009) (quotation
13 omitted). The Court finds grounds for granting the motion and allowing the
14 proposed amended complaint to become the operative complaint in the above-
15 captioned matter upon refiling by Plaintiffs.

16 Defendant East Adams Rural Hospital's motion for protective order is
17 denied. The parties are expected to conduct discovery in good faith and consistent
18 with the Federal Rules of Civil Procedure with particular reference to Rule 1 and
19 Rules 26 – 37.

20 Accordingly, **IT IS HEREBY ORDERED:**

21 1. Plaintiffs' Motion for Leave to Amend Complaint, ECF No. 47, is
22 **GRANTED.**

23 2. For Court efficiency and docket clarity, Plaintiff's shall file their
24 Amended Complaint as a separate filing on ECF **no later than September 8,**
25 **2023.** Once the Amended Complaint is filed separately on ECF, it will become the
26 operative complaint in the above-captioned matter.

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**ORDER GRANTING LEAVE TO AMEND COMPLAINT; DENYING
MOTION FOR PROTECTIVE ORDER # 2**

1 3. Defendant East Adams Rural Hospital's Motion for Protective Order
2 Limiting Scope of Rule 30(b)(6) Deposition, ECF No. 49, is **DENIED**.

3 **IT IS SO ORDERED.** The District Court Clerk is hereby directed to enter
4 this Order and to provide copies to counsel.

5 **DATED** this 29th day of August 2023.



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11 Stanley A. Bastian
12 Chief United States District Judge
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